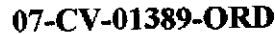


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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ALPHONSE NORIEGA,

Plaintiff,

V.

WASHINGTON STATE DEPARTMENT
OF CORRECTIONS, et al.,

Defendants.

Case No. C07-1389-JLR

ORDER OF DISMISSAL

The Court, having reviewed plaintiff's amended complaint in this 42 U.S.C. § 1983 civil rights action, together with all materials in support of those documents, the Report and Recommendation of United States Magistrate Judge James P. Donohue, the governing law and balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's complaint (Dkt. No. 12) is DISMISSED without prejudice.
- (3) The Clerk of Court is directed to send copies of this Order to the parties and to Judge Donohue.

DATED this 16th day of November, 2007.

JAMES L. ROBART
United States District Judge